UNITED STATES DISTRICT COURT SOUTHERN DISTRICT OF NEW YORK

PEARSON EDUCATION, INC., :
JOHN WILEY & SONS, INC.,
CENGAGE LEARNING INC., AND :
THE MCGRAW-HILL COMPANIES, INC.,

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Plaintiffs,

-against- 07 Civ. 6914 (GEL)

: ECF CASE

MANOHAR MARIMUTHU, SHRIHARI SIVASUBRAMANIAM AND RAMKUMAR CHANDRASEKARAN D/B/A RK SELLERS AND JOHN DOE NOS. 1-5,

Defendants. :

PLAINTIFFS' <u>EX PARTE</u> APPLICATION FOR AN ORDER ALLOWING SERVICE ON DEFENDANT RAMKUMAR CHANDRASEKARAN AND AUTHORIZING THE ISSUANCE OF SUBPOENAS TO DETERMINE THE IDENTITIES

AND LOCATIONS OF DEFENDANTS

Plaintiffs hereby move pursuant to Rules 4(e)(1) and 26(d) of the Federal Rules of Civil Procedure for an order (i) allowing service of the summons and complaint on defendant Ramkumar Chandrasekaran d/b/a RK Sellers by email and mail, and (ii) authorizing plaintiffs to serve subpoenas on Google Inc., Abebooks Inc., PayPal, Inc., and eBay, Inc. to determine the identities and locations of defendants, which are presently unknown to plaintiffs.

The basis for this application is set forth in the accompanying declaration of William Dunnegan, sworn to October 19, 2007.

A proposed order is annexed.

Dated: New York, New York October 19, 2007

DUNNEGAN LLC

William Dunnegan (WD9316)

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